

ATTORNEY DOCKET NO.  
071308.0724

PATENT APPLICATION  
10/597,050

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Willibald Schurz et al.  
Serial No.: 10/597,050  
Date Filed: July 10, 2006  
Confirmation No.: 5256  
Title: **CONTROL METHOD AND CONTROL DEVICE  
FOR AN ACTUATOR**

**MAIL STOP PCT**  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35**  
**U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**  
**(DO/EO/US)**

In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed March 26, 2007. Accordingly, Applicants respectfully submit the following:

1. Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed March 26, 2007; and
2. Declaration signed by the inventors.

ATTORNEY DOCKET NO.  
071308.0724

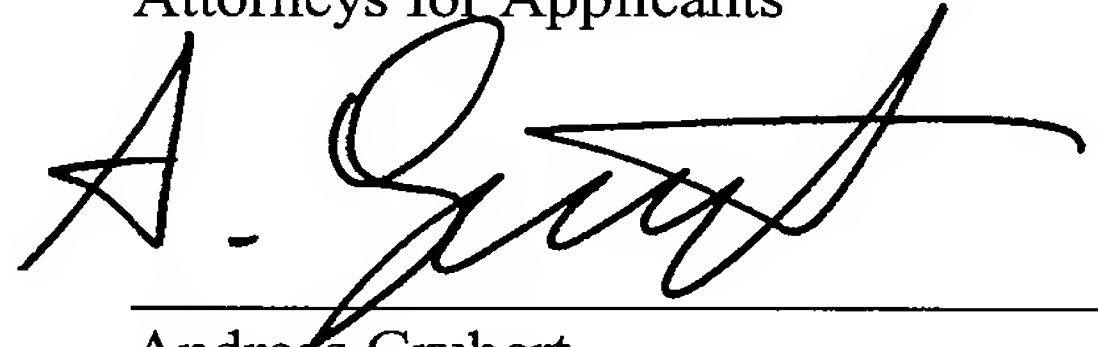
PATENT APPLICATION  
10/597,050

2

The Commissioner is hereby authorized to charge the surcharge amount of \$130.00 for filing this Response and any additional fees necessary to effectuate this filing to Baker Botts L.L.P. deposit account number 50-2148.

Applicants believe all formality requirements are now complete. The Commissioner is hereby authorized to charge any additional fees necessary to Deposit Account No. 50-2148 of Baker Botts L.L.P. in order to effectuate this filing.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants

A handwritten signature in black ink, appearing to read 'A. Grubert', written over a horizontal line.

Andreas Grubert  
Registration No. 59,143

Date: May 3, 2007

CORRESPONDENCE ADDRESS:

**Customer Number: 31625**

512.322.2545  
512.322.8383 (fax)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/597,050                  | Willibald Schurz      | 071308.0724      |

INTERNATIONAL APPLICATION NO.

PCT/EP05/50096

I.A. FILING DATE

PRIORITY DATE

01/11/2005

01/12/2004

31625  
BAKER BOTTS L.L.P.  
PATENT DEPARTMENT  
98 SAN JACINTO BLVD., SUITE 1500  
AUSTIN, TX 78701-4039

Docketed 4-3 Attorney AG  
Docket Number 071308-0724  
Due Date: 5-26-07 / 9-26-07  
Action: missing parts

CONFIRMATION NO. 5256

371 FORMALITIES LETTER



\*OC000000023103653\*

Date Mailed: 03/26/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/10/2006
- English Translation of the IA filed on 07/10/2006
- Copy of the International Search Report filed on 07/10/2006
- Preliminary Amendments filed on 07/10/2006
- Information Disclosure Statements filed on 07/10/2006
- U.S. Basic National Fees filed on 07/10/2006
- Priority Documents filed on 07/10/2006

The applicant needs to satisfy supplemental fees problems indicated below.

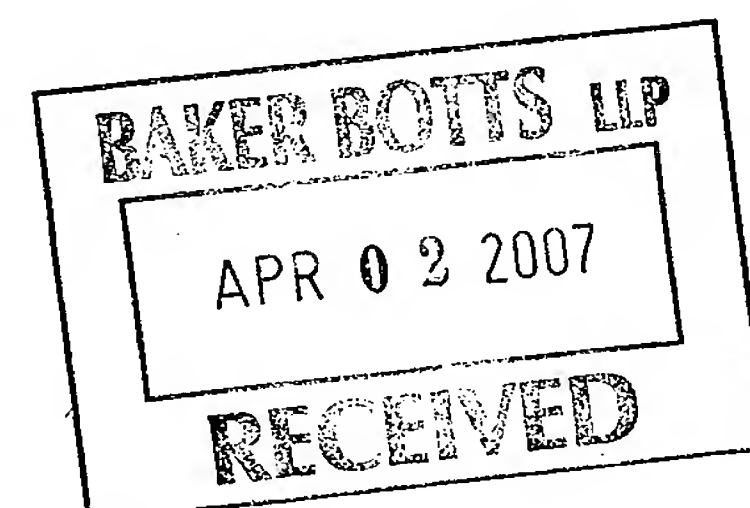
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.



**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

INDIA L EVANS

---

Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/597,050                  | PCT/EP05/50096                | 071308.0724      |

FORM PCT/DO/EO/905 (371 Formalities Notice)